

Juvenile Justice Improvement Committee
Judicial Conference of Indiana

Minutes
June 3, 2005

The Juvenile Justice Improvement Committee of the Judicial Conference of Indiana met at the Indiana Judicial Center on Friday, June 3, 2005 from 12:00 noon until 3:20 p.m.

1. Members present. Robert R. Aylsworth, Mary Beth Bonaventura, Christopher L. Burnham, W. Timothy Crowley, Richard A. Dailey, Steve David, Brett J. Niemeier, Daniel Lee Pflum, R. Paulette Stagg, and Mary R. Harper, chair.
2. Staff present. Jeffrey Bercovitz and Anne Jordan provided the committee with staff assistance.
3. Minutes approved. The minutes for the meeting on May 6, 2005 were approved.
4. Guests present. Lilia Judson, Executive Director, Division of State Court Administration; Mary DePrez, Director and Counsel of Trial Court Technology; Ron Kent, Crowe-Chizek, CMS Project Manager; Cathy Fluke, Product Team Manager; and James W. Payne, Director, Department of Child Services.
5. Recent legislation. Committee members discussed the following bills:

HEA 1263	Domestic relations ADR technical changes
HEA 1217	Release of adoption history
SEA 481	Transition services for 18-21 year old individuals
SEA 372	Transfer tuition
SEA 175	Permits use of GPS monitoring for juvenile crime delinquents
HEA 1398	Recodification - juvenile probation user's fee
SEA 2	Parenting time references; IV-D and parenting time
SEA 8	Arbitration in family law
HEA 1358	Furnishing false information for a marriage license (Effective upon passage)
SEA 301	Guidelines for cheerleading activities
SEA 569	Guidelines for safety of children during bad weather
6. Juvenile Conference June 23-24.
 - a. Anne Jordan reviewed the Juvenile Court Judicial Officers Annual Meeting with members of the committee.
 - b. Committee members expressed an interest in learning the following:
 - Criteria for DOC programs;
 - Is the two-week diagnostic stay still available at DOC;
 - Are any outcome measures in use at DOC;
 - Discussion of procedures for reacquiring jurisdiction;
 - Are CHINS in detention because it is a disciplinary tool of a placement facility
 - If child is in placement out-of-county, and a new delinquent act is committed, where should the charges be filed? Who covers cost of disposition?

- Need to discuss statute and rules for admission to detention. Committee members agreed to send me their detention criteria.

7. Presentation by Lilia Judson and Mary DePrez.

a. Lilia Judson distributed a JTAC Update handout. She asked for a committee member to speak in the area of juvenile law for a JTAC committee on the judicial CMS product. In mid-July, this representative could expect three hours a week in meetings and two hours a week in homework. Some of these meetings would be virtual (via internet) and a drive to Indianapolis would not be required. In addition, this representative would attend a weeklong meeting every two months. This schedule of meetings would occur for eight to nine months. The committee would last for about twelve months. The Supreme Court would give enough senior judge time to cover the meetings required for the committee's representative.

JTAC wishes to target counties seriously interested in their system, and counties that have Quest in juvenile court. Mary DePrez emphasized JTAC is not starting over, but is reevaluating past work. They want to communicate with stakeholders and need their assistance. Crowe Chizek was hired to manage the project. There is a new governing board for the project.

Committee members asked Ron Kent if the vision is still to connect with FSSA, BMV, DOC and computer systems like Quest, ICWIS, ISETS and others. He said it was, and in addition there was a need to prioritize the interfacing activity. Members of the committee asked if there would be compatibility with existing county systems. Lilia answered that was still the vision, and county systems must be compatible with the state case management system. Judge Harper thanked the JTAC representatives for their presentation.

Committee members discussed concerns about the time commitment even with the use of senior judges. Members of the committee also discussed the need for the CMS since some are using another system or are functioning without one at the present time.

8. Presentation by James Payne.

a. Jeff Bercovitz distributed a letter and email about regionalization of the Department of Child Services to the committee, which was previously distributed to all juvenile court judicial officers.

b. Judge Payne, Director, Department of Child Services (DCS), noted the disparity in budgets from county to county. He distributed handouts indicating staff by region and budgets by region.

c. He also asked judges to be creative in their use of budgets to address current problems - e.g. residential treatment in "meth" cases and drug testing for parents in CHINS case where "meth" is a factor.

d. James Payne stated SB 529 now indicates only personal identifiers and children under the age of 18 should be redacted from child death records. All other portions of the child death records are open. He said DCS would have a protocol for the compilation of records for delivery to the juvenile court judge in a child death record redaction case.

e. James Payne reported DCS would have a background check protocol. It would include a name identification check first followed by a fingerprint check. ISP and local law enforcement would take the fingerprints of relatives for placement purposes, with OFC paying the \$35.00 cost of the record check if the relatives are unable to pay. Judge Payne agreed to forward this protocol the Judicial Center in advance of the June conference. The Center will distribute it to the committee for comment about adopting it for use in delinquency cases.

f. James Payne said SB 529 requires an appointment of a CASA in every CHINS case. With this statutory change, Indiana now qualifies for federal CAPTA monies or approximately \$1,000,000.00. He has agreed to forward \$500,000 to the Indiana Supreme Court. This will

assist in implementing the requirement of a CASA/GAL in every CHINS case. In order to get funding, CASA/GAL programs will have to be certified.

g. James Payne distributed a handout reviewing the pros and cons of the use of standard language for court orders to maximize reimbursements in Title IV-E waiver cases. He said DCS plans to implement standard language in all its forms so personnel in one county could easily work on a case in another county.

h. James Payne reported each of the regions would have a regional manager who facilitates operations with all counties in the region. They have 7 regional case managers now and would welcome suggestions from this committee for the 11 still needed.

9. Other.

Jeffrey Bercovitz distributed recent newspaper articles concerning juveniles to members of the committee.

10. Next meeting dates. Committee members agreed to meet again on the following dates: October 7 and November 4, 2005, January 6, February 3, March 3 and May 5, 2006 from 12:00 noon – 3:00 p.m. at the Indiana Judicial Center.

Respectfully submitted,

Jeffrey Bercovitz, Director
Juvenile and Family Law